

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN  
APPLICATION DATA SHEET (37 CFR 1.76)**

Docket N .: **S63.2H-11462-US01**

**Title of Invention: MEDICAL DEVICE WITH VARYING PHYSICAL PROPERTIES AND  
METHOD FOR FORMING SAME**

As the below named inventor(s), I/We declare that:

This declaration is directed to:

The attached application, or  
 Application No. \_\_\_\_\_, filed on \_\_\_\_\_,  
 as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by an amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

All statements made herein of my/our own knowledge are true, all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

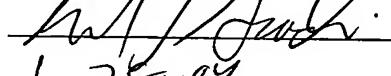
**FULL NAME OF INVENTOR(S)**

Inventor 1: Robert Burgmeier

Signature:  Citizen of: USA

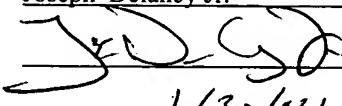
Date: 1-28-09

Inventor 2: Richard Goodin

Signature:  Citizen of: USA

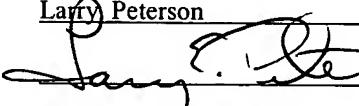
Date: 1-28-09

Inventor 3: Joseph Delaney Jr.

Signature:  Citizen of: USA

Date: 1/30/04

Inventor 4: Larry Peterson

Signature:  Citizen of: USA

Date: 1-28-04

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Burgmeier et al
Application No.:	Not Assigned
Filed:	Not Assigned
For:	<b>MEDICAL DEVICE WITH VARYING PHYSICAL PROPERTIES AND METHOD FOR FORMING SAME</b>
Examiner:	Not Assigned
Group Art Unit:	Not Assigned

Mail Stop \_\_\_\_\_  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Docket No.: S63.2H-11462-US01

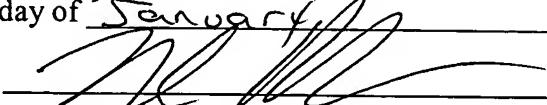
**POWER OF ATTORNEY FROM ASSIGNEE**

Scimed Life Systems, Inc.,  
(Name of Company)

as assignee of the entire interest of the above identified patent application, hereby appoints all practitioners of Customer No. 490 to insert the docket no., filing date and application number of said application above when known; to prosecute this application and any application claiming priority therefrom; to execute any terminal disclaimers on behalf of assignee; and to transact all business in the Patent and Trademark Office connected therewith, and I hereby authorize them to act and rely on instructions from, and to communicate directly with, the firm or person which sent this case to VIDAS, ARRETT & STEINKRAUS unless or until I instruct VIDAS, ARRETT & STEINKRAUS in writing to the contrary.

Dated this 30<sup>th</sup> day of January, 200  .

(Name of Company)



(Signature)

By: Luke Dahmen

(Title)

Its: VP and Chief Patent Counsel -  
Cardiovascular

(Filing date, application number and docket number may be left blank at time of signing)

**VIDAS, ARRETT & STEINKRAUS**  
Suite 2000, 6109 Blue Circle Drive, Minnetonka, Minnesota 55343-9185, USA  
Phone (952) 563-3000 Facsimile (952) 563-3001

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Burgmeier et al
Application No.:	Not Assigned
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Group Art Unit:	Not Assigned

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Docket No.: S63.2H-11462-US01

**CONSTRUCTIVE PETITION FOR EXTENSION OF TIME AND FEE  
AUTHORIZATION PURSUANT TO 37 C.F.R. §1.136(a)(3)**

Applicant hereby requests that the United States Patent and Trademark Office treat any concurrent or future reply requiring a petition for an extension of time pursuant to §1.136 for its timely submission as incorporating therein a petition for an extension of time for the appropriate length of time.

Applicant authorizes the Commissioner of Patents and Trademarks to charge all required extension of time fees that have not otherwise been paid to Deposit Account No. 22-0350.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: 3/5/2004

By:   
Walter J. Steinkraus  
Registration No.: 29592

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**LIMITED AUTHORIZATION TO ACT ON BEHALF OF ASSIGNEE  
REGARDING CERTAIN PATENT MATTERS  
EFFECTIVE THROUGH: December 31, 2004**

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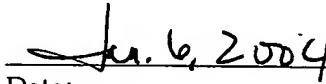
I, Paul W. Sandman, as Senior Vice President, Secretary, and General Counsel of Boston Scientific Corporation, the controlling corporation of:

AMS Medinvent S.A.; Boston Scientific BV; Boston Scientific Corporation Northwest Technology Center, Inc.; Boston Scientific Ireland Limited; Boston Scientific Japan KK; Boston Scientific Limited; Boston Scientific Scimed, Inc. (formerly known as Schneider (USA), Inc.); Cardiovascular Innovations Canada, Inc.; Corvita Canada, Inc.; Corvita Corporation; Corvita Europe S.A.; EP Technologies, Inc.; Laboratoires Corvita S.A.R.L.; Meadow Medicals, Inc.; NAMIC Eireann Limited; NAMIC International, Inc.; Nilo Holding, S.A.; Schneider (Europe) GmbH; Schneider Belgium NV; Schneider Holland BV; Schneider Ireland BV; Schneider Puerto Rico (formerly known as NAMIC Caribe, Inc.); Schneider/NAMIC; Scimed Life Systems, Inc.; Symbiosis Corporation; Target Therapeutics, Inc.; Cardiac Pathways Corporation; Interventional Technologies, Inc.; Embolic Protection, Inc.; Quanum Corporation; Smart Therapeutics, Inc.; Radio Therapeutics Corporation; Catheter Innovations Corp.; Enteric Medical Technologies, Inc.; BEI Medical Systems; Heart Technologies; Vesica; and Inflow Dynamics Inc.;

hereby authorize the following registered patent attorneys/agents (1) to act on behalf of any of the corporations identified above, including Boston Scientific Corporation, with regard to any matters before the United States Patent and Trademark Office, any foreign patent offices, and any international patent entities, (2) to execute power of attorney documents on behalf of any of the corporations identified above, including Boston Scientific Corporation, to appoint and/or establish any attorneys, agents, and/or law firms to act on behalf of any of the corporations identified above, including Boston Scientific Corporation, in any foreign or international patent applications filed with any foreign and/or international patent offices, and (3) to execute assignment and ownership documents on behalf of any of the corporations identified above, including Boston Scientific Corporation, with regard to any matters before the United States Patent and Trademark Office, any foreign patent offices, and any international patent offices:

Scott T. Bluni .....	Reg. No. 40,916
James R. Chiapetta.....	Reg. No. 39,634
Luke R. Dohmen .....	Reg. No. 36,783
Peter J. Gafner .....	Reg. No. 36,517
Albert K. Kau.....	Reg. No. 40,672
Kurt W. Lockwood .....	Reg. No. 40,704
Steven A. McAuley .....	Reg. No. 46,084
Todd P. Messal.....	Reg. No. 42,883
Robert M. Rauker.....	Reg. No. 40,782
William J. Shaw .....	Reg. No. 43,111

  
Paul W. Sandman  
Senior Vice President, Secretary, and General Counsel

  
Date:

COMMONWEALTH OF MASSACHUSETTS )  
COUNTY OF MIDDLESEX ) ss.  
 )

On this 6<sup>th</sup> day of January, 2004 before me personally appeared Paul W. Sandman to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes set forth herein.

  
Notary Public      None E. Hurd  
NOTARY PUBLIC  
My commission expires Sept 18, 2009